

01/24/02

BROWDY AND NEIMARK, P.L.L.C.

ATTORNEYS AT LAW

PATENT AND TRADEMARK CAUSES

SUITE 300

624 NINTH STREET, N W
WASHINGTON, D.C. 20001-5303

TELEPHONE (202) 628-5197

January 24, 2002

ALVIN BROWDY (1917-1998)
SHERIDAN NEIMARK
ROGER L. BROWDYANNE M. KORNBAU
NORMAN J. LATKER
DIANA MICHELLE SOBO*

OF COUNSEL

IVER P. COOPER

JAY M. FINKELSTEIN

Hon. Assistant Commissioner for Patents

Box Patent Appln
Washington, D.C. 20231TELECOPIER FACSIMILE
(202) 737-3528
(202) 393-1012E-MAIL
mail@browdynemark.comPATENT AGENT
ALLEN C. YUN, PH.D.*ADMITTED IN FL ONLY
PRACTICE SUPERVISED BY
PRINCIPALS OF THE FIRMJC903 U.S. PTO
10/053883

01/24/02

Re: New Patent Application in U.S.
 Applicant: Morten Lorentz PEDERSEN
 Title: ASSAY AND KIT FOR ANALYZING GENE EXPRESSION
Atty's Docket: PEDERSEN=1A

Sir:

Attached herewith is the above-identified application for Letters Patent including:

- Application Data Sheet
- Specification (181 pages), claims (30 pages); sequence listing (21 pages) and abstract (1 page)
- 69 Sheets Drawings (Figures 1-69)
- FORMAL** Informal
- The inventors of this application are:
Morten Lorentz PEDERSEN
- Information Disclosure Statement with SB/08A and ____ references
- Return Receipt Postcard (in duplicate)

The following statements are applicable:

- Applicant hereby requests that this application **not** be published pursuant to 35 U.S.C. §122(a). It is certified on behalf of applicant that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing.
- Applicant claims small entity status. See 37 C.F.R. §1.27.
- The benefit under 35 USC §119 is claimed of the filing date of:
Application No. PA 2001 00126 in Denmark on January 24, 2001. A certified copy of said priority document will follow.
Application No. ____ in ____ on _____. A certified copy of said priority document [] is attached [] was filed in progenitor case ____ on _____.
- The present application claims the benefit of U.S. Provisional Appln. No. 60/267,704, filed February 12, 2001.
- The present application is a [] Continuation [] Division [] Continuation-in-Part of prior Application No. ____, filed _____.

- [] Amend the specification by inserting before the first line the sentence:
[] --This is a continuation / division / continuation-in-part of copending parent application No. _____, filed _____--
[] --The present application claims the benefit of U.S. Provisional Appln. No. 60/_____, filed _____.
[] --The present application is the national stage under 35 U.S.C. §371 of international application _____ which designated the United States[, which international application was published under PCT Article 21(2) in English].--
- The application is (or will be) assigned to: Genomic Expression ApS whose address is c/o Morten Lorentz Pedersen, Spaden B6, 3.dør 4; DK-2630 Taastrup, Denmark
- [] Certain documents were previously cited or submitted to the Patent and Trademark Office in the following prior application ____, which is relied upon under 35 USC §120. Applicants identify these documents by attaching hereto a form PTO-1449 listing these documents, and request that they be considered and made of record in accordance with 37 CFR §1.98(d). Per Section 1.98(d), copies of these documents need not be filed in this application.
- [] Incorporation By Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- In accordance with 37 CFR 1.53(a) and (b), it is respectfully requested that a serial number and filing date be assigned to this application as of the date of receipt of the present papers. In accordance with the present procedures of the U.S. Patent and Trademark Office, an executed Declaration and the filing fee for the present application will be filed in due course.
- No authorization is given for charging the filing fee at the present time. However, at such time that the declaration is filed, but not before, you are authorized to charge whatever excess fees are necessary (including the filing fee and any extension of time fees then due) to Deposit Account 02-4035, if any such fees due are not fully covered by check filed at that time.**
- The attorneys of record for this application and the address will be those of Customer No. 001444; i.e., Sheridan Neimark, Reg. No. 20,520; Roger L. Browdy, Reg. No. 25,618; Anne M. Kornbau, Reg. No. 25,884; Norman J. Latker, Reg. 19,963; Iver P. Cooper, Reg. No. 28,005; Jay M. Finkelstein, Reg. No. 21,082; and *Allen C. Yun, Reg. No. 37,971 (*Patent Agent). Please send all correspondence with respect to this case to:

BROWDY AND NEIMARK, P.L.L.C.
624 Ninth Street, N.W.
Washington, D.C. 20001

Please direct all telephone calls to Browdy and Neimark at (202) 628-5197.

- The Commissioner is hereby authorized to credit any overpayment of fees accompanying this paper to Deposit Account No. 02-4035.

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.

By:

Iver P. Cooper
Registration No. 28,005